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MITCH HARRIS

Please initial or sign (\*) Verbal and box 

PTO/SB/09 (12-97)

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.83)**

Declaration  
Submitted  
with Initial  
Filing  
  
OR  
 Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number	5675P2374
First Named Inventor	Clark
COMPLETE IF KNOWN	
Application Number	/
Filing Date	
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, office address, and citizenship are as stated below next to my name.

I believe  
names are listed below) of the subject matter which is claimed and for which a patent is sought in connection with the invention granted:

**OPTICAL INSPECTION METHOD AND APPARATUS HAVING AN ENHANCED HEIGHT  
SENSITIVITY REGION AND ROUGHNESS FILTERING**

**The Specification of which**

**(Title of the Invention)**

is attached hereto

OR

was filed on (MM/DD/YYYY) [ ] as United States Application Number or PCT International

Application Number [ ] and was amended on (MM/DD/YYYY) [ ] (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment(s) specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 363(d) of any foreign application(s), or patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also obtained priority, by checking in a box, any foreign application for patent or inventor's certificate, or by any PCT International application having a filing date later than that of the application on which priority is claimed.

Priority Foreign Application Number(s)	Country	Priority Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES <input type="checkbox"/> NO <input type="checkbox"/>
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.  
(Only check if the box(es) under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.)

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on supplemental priority data sheet PTO/SB/028 attached hereto.

**Second Note Statement:** This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type or print clearly in ink or type.

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## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 363(e) of any PCT International application, denominating the United States of America, listed below and, which is the subject matter of each of the claims of the application is not disclosed in the prior related United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which becomes available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)																				
<p><input type="checkbox"/> Additional U.S. or PCT International application numbers are listed on a supplemental priority claim sheet PTO/98/028 attached hereto.</p> <p>As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to represent it before the Patent and Trademark Office connected therewith. <input checked="" type="checkbox"/> Customer Number 23504 → <input type="checkbox"/> Practice Customer Number/Bar Code L-347442</p> <p><input type="checkbox"/> Registered practitioner(s) name/registration number listed below</p> <table border="1"><tr><td>Name</td><td>Registration Number</td><td>State</td><td>Registration Number</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></table>			Name	Registration Number	State	Registration Number																
Name	Registration Number	State	Registration Number																			
<p><input type="checkbox"/> Additional registered practitioner(s) names on supplemental Registered Practitioners Information sheet PTO/98/029 attached hereto.</p> <p>Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number 23504 OR <input type="checkbox"/> Correspondence address below</p> <table border="1"><tr><td>Name</td><td> </td><td> </td><td> </td></tr><tr><td>Address</td><td> </td><td> </td><td> </td></tr><tr><td>Address</td><td> </td><td> </td><td> </td></tr><tr><td>City</td><td> </td><td>State</td><td>ZIP</td></tr><tr><td>Country</td><td>Telephone</td><td> </td><td>FAX</td></tr></table>			Name				Address				Address				City		State	ZIP	Country	Telephone		FAX
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<p>I hereby declare, under penalty of perjury, that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that those statements were made with the knowledge that willful false statements and the like are punishable by law or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>																						
Name of Sole or First Inventor		<input type="checkbox"/> A petition has been filed for Unintended Inventor																				
Given Name (First and Middle Initials if any)		Family Name or Surname																				
Bryan Kevin	Clark																					
Inventor's Signature																						
Residence City	Mountain View	State CA	Country USA	Date 10/22/01																		
Post Office Address	248 Market Avenue			Citizenship USA																		
Post Office Address	City San Jose	State CA	ZIP 94030-3221	Country USA																		
<input type="checkbox"/> Additional inventors are being named on the supplemental Additional Inventor(s) sheet(s) PTO/98/029A attached hereto.																						